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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission	12	Application Number	09/656,777
		Filing Date	September 7, 2000
		First Named Inventor	Junji Kuyama
		Group Art Unit	1746
		Examiner Name	Monique M. Wills
		Attorney Docket Number	09792909-0409

### ENCLOSURES (check all that apply)

- Transmitted herewith is Response to April 20, 2004 Final Office Action.
- The fee has been calculated as shown below:

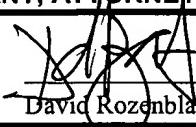
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3)	(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	12	-	20	0	<input type="checkbox"/> x \$9.00 <input type="checkbox"/> x \$18.00	\$0
INDEPENDENT CLAIMS	2	-	3	0	<input type="checkbox"/> x \$42.00 <input type="checkbox"/> x \$86.00	\$0
	APPLICATION AMENDED TO CONTAIN ANY MULTIPLE DEPENDENT CLAIMS NOT PREVIOUSLY PAID FOR.			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> x \$140.00 <input type="checkbox"/> x \$280.00 ONE TIME	\$0
					TOTAL ADDITIONAL FEE FOR THIS AMENDMENT	\$0

- Applicant petitions the Commissioner for Patents to extend the time for responding to the Office Action dated \_\_\_\_\_ by \_\_\_\_\_ month(s) for a fee of \$\_\_\_\_\_ so that the period for response is extended to \_\_\_\_\_ under 37 C.F.R. § 1.321..
- The amount of \$\_\_\_\_\_ for the Terminal Disclaimer under 37 C.F.R. § 1.321 is included in the enclosed check.
- The amount of \$\_\_\_\_\_ for the Amendment under 37 C.F.R. § 1.312(b) is included in the enclosed check.
- The enclosed credit card payment form to charge the amount of \$\_\_\_\_\_ covers the extension fee.
- The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to Account No. 19-3140. A duplicate of this sheet is enclosed.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

14.  Customer No. 26263

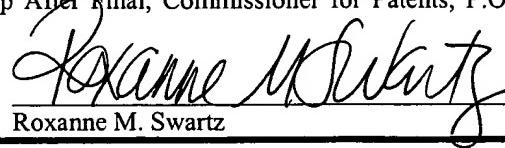
Dated: July 15, 2004

  
David Rozenblat, (Registration No. 47,044)

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop After Final, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Dated: July 15, 2004

  
Roxanne M. Swartz



Attorney Docket No. 09792909-0409

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Junji Kuyama et al.

Application No. 09/656,777

Filed: September 7, 2000

For: Positive Electrode Active Material for a  
Non-Aqueous Electrolyte Cell and Non-  
Aqueous Electrolyte Cell Using the  
Same

) Group Art Unit: 1746

)

) Examiner: Monique M. Wills

)

) I hereby certify that this document is being deposited  
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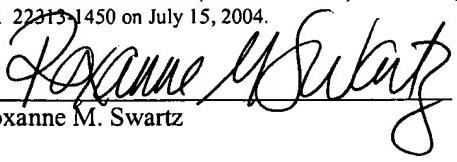
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Roxanne M. Swartz

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO APRIL 20, 2004 FINAL OFFICE ACTION**

Dear Sir:

This Response is submitted in response to the Final Office Action mailed April 20, 2004.

Applicants respectfully requests amendment of the patent application, and reconsideration and allowance of the pending claims.